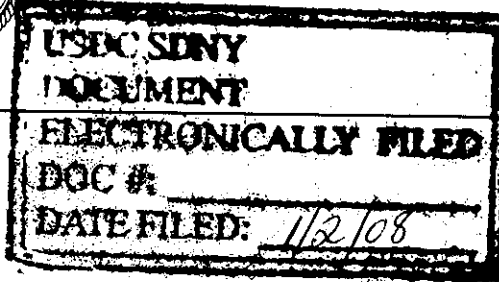




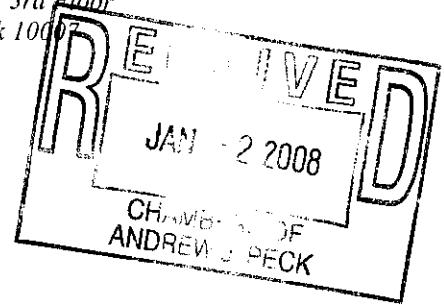
U.S. Department of Justice



United States Attorney  
Southern District of New York

86 Chambers Street, 3rd Floor  
New York, New York 10007

January 2, 2008



**BY HAND**

The Honorable Andrew J. Peck  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, NY 10007

Re: *Akinyemi v. Chertoff*, 07 Civ. 4048 (AJP)

Dear Judge Peck:

I write respectfully to request a one-month extension of time – from January 16, 2008 to February 18, 2008 – to file the Government's motion for summary judgment in the above-referenced case. This request is necessitated by the press of other business. Specifically, counsel for the Government is litigating a CERCLA Superfund case before Judge Scheindlin that has required substantial work, including travel and document review, during the pre-holiday period. Beginning in January, the case will require the taking and defending numerous fact and expert depositions. In the week prior to January 16, 2008, I expect to have scheduled every day either a deposition or a deposition preparation session. In light of the undersigned's schedule, the Government requests an extension of time to file its summary judgment brief in this case.

Counsel for the Government has attempted to contact plaintiff's counsel, via voicemail and email, to obtain his consent to this request, but plaintiff's counsel has not responded to the Government's inquiries.

The Government thanks the Court for its consideration of this request.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By:

JOHN D. CLOPPER  
Assistant United States Attorney  
Telephone: (212) 637-2716  
Facsimile: (212) 637-0033

SO ORDERED:

Hon. Andrew Jay Peck  
United States Magistrate Judge

**BY FAX**

**MEMO ENDORSED** 1/2/08

*Exhibit granted my  
to 1/15/08. No further  
action.*

*my for M. Cant*

cc: **BY FAX**  
K.C. Okoli, Esq.  
(212) 564-8152

# FAX TRANSMITTAL SHEET



**ANDREW J. PECK  
UNITED STATES MAGISTRATE JUDGE  
UNITED STATES DISTRICT COURT**

Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933  
Telephone No.: (212) 805-0036

**Dated:** January 2, 2008

**Total Number of Pages:** 3

TO	FAX NUMBER
John D. Clopper, Esq.	212-637-0033
Kenechukwu Chudi Okoli, Esq.	212-268-3443

## **TRANSCRIPTION:**

**MEMO ENDORSED 1/2/08**

**Extension granted only to 1/25/08. No further extensions.**